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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

OFELIA MENDEZ, on behalf of  
herself and of all others similarly  
situated,

Plaintiff,

v.

ABM ONSITE SERVICES–WEST,  
INC., a Delaware Corporation, and  
DOES 1-50, inclusive,

Defendants.

Case No. 8:17-cv-00939-CJC-DFM

**ORDER TO DISMISS WITH  
PREJUDICE AS TO PLAINTIFF’S  
INDIVIDUAL CLAIMS, AND  
WITHOUT PREJUDICE AS TO  
NON-CERTIFIED CLASS CLAIMS,  
PURSUANT TO FEDERAL RULE  
OF CIVIL PROCEDURE  
41(a)(1)(A)(ii)**

**[Joint Stipulation Requesting  
Dismissal Filed And Submitted Under  
Separate Cover Concurrently  
Herewith]**

Action Filed: March 17, 2017  
Courtroom: 9B

Pursuant to concurrently submitted Stipulation by and between all the parties  
through their counsel of record, and **FOR GOOD CAUSE SHOWN**, it is hereby  
**ORDERED** that:

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- 3 1. That the above-captioned action be hereby voluntarily dismissed, in its
- 4 entirety, pursuant to FRCP 41(a)(1)(A)(ii):
- 5 a. **With prejudice** only as to Plaintiff Ofelia Mendez' individual
- 6 claims; and
- 7 b. **Without prejudice** only as to the class and representative claims.
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- 9 2. Each party shall bear their own attorneys' fees and costs.

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13 **IT IS SO ORDERED.**

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16 DATED: October 20, 2017

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The Honorable Cormac J. Carney  
United States District Judge

**PROOF OF SERVICE**

*Ofelia Mendez vs. ABM Onsite Services West, Inc.*

United States District Court-Central; Case No. SACV17-00939 CJC (DFMx)

[Removed from Orange County Superior Court, Case No. 30-2017-00906556-CU-OE-CXC]

**STATE OF CALIFORNIA, COUNTY OF ORANGE**

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of Orange, State of California. My business address is 4 Park Plaza, Suite 1100, Irvine, CA 92614.

On October 20, 2017, I served true copies of the following document(s) described as **[PROPOSED] ORDER TO DISMISS WITH PREJUDICE AS TO PLAINTIFF'S INDIVIDUAL CLAIMS, AND WITHOUT PREJUDICE AS TO NON-CERTIFIED CLASS CLAIMS, PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 41(A)(1)(A)(II)** on the interested parties in this action as follows:

James R. Hawkins, Esq.  
Isandra Fernandez, Esq.  
JAMES HAWKINS APLC  
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Attorneys for Plaintiff  
OFELIA MENDEZ

**BY CM/ECF NOTICE OF ELECTRONIC FILING:** I electronically filed the document(s) with the Clerk of the Court by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system. Participants in the case who are not registered CM/ECF users will be served by mail or by other means permitted by the court rules.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on October 20, 2017, at Irvine, California.

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Angelina M. Rangel